Criminal Conviction Review Application

This application is issued by the Conviction Integrity Unit (CIU) of the Department of the Attorney General (mi.gov/agciu). Although the CIU will accept any writing that provides the necessary information, claimants are encouraged to use the CIU application.

Please carefully read the "Eligibility" and "Advice of Rights" sections below *before* you submit this application. You should only complete and submit the application after you have confirmed that you are eligible for review, and only if you are sure you wish to request a review by the CIU.

Please try to provide all the information requested by this application. Please type your answers or print them legibly in ink. If the space provided is not sufficient, please place your answers on a separate page and attach it to this application.

If your conviction arose out of Wayne County, and you have not already done so, please direct your inquiry to the Wayne County Prosecutor's Office, Conviction Integrity Unit:

Wayne County Prosecutor's Office
Conviction Integrity Unit
Frank Murphy Hall of Justice
1441 St Antoine
Detroit, MI 48226

Eligibility

Before you prepare this application, be sure that you are eligible for review by CIU. The Conviction Integrity Unit only will accept requests for review that meet *all* of the following standards:

- The conviction(s) must have been obtained by a prosecutorial agency in the State of Michigan, Court in the State of Michigan. CIU does not review convictions obtained in any other State or in any federal proceeding.
- The CIU only will review a criminal conviction where the defendant claims that he or she is actually innocent of the offense of conviction. "Actual innocence" means that the defendant bore no criminal responsibility at all for the offense.
- A defendant only may seek review from the CIU after a final judgment of conviction has been entered and a sentence has been imposed.
- A claim of "actual innocence" must be supported by new evidence that was not known to the judge or jury which returned the verdict of guilty against the defendant. This new evidence must provide a substantial basis to believe that the defendant is actually innocent, which generally means that the evidence exonerates the defendant from any criminal responsibility for the offense.

ADVICE OF RIGHTS

This application can be completed by a convicted defendant, by an attorney representing a convicted defendant, or by any person authorized by a convicted defendant to act on his or her behalf.

Further, if CIU engages in a review of the conviction it is likely CIU may request additional information from the convicted defendant. It also is possible that CIU will request information from others identified as having relevant information, including any attorney who participated in the proceedings that led to the underlying conviction.

This application is not intended to convey legal advice. Nevertheless, any person who completes and submits this application should recognize that he or she has the right not to provide information to an agency of government about a criminal matter. By submitting this application, you acknowledge that any information you provide in this application is given voluntarily and that no promise or inducement has been conveyed to you, and you are providing information of your own free will.

Similarly, you acknowledge that in certain situations, CIU may request that you authorize the attorney who represented you in the criminal case to discuss with CIU the events that led to the conviction under review. CIU will not contact your lawyer unless you give written permission for such contact and CIU cannot require that your lawyer speak about your case without your permission.

CIU may consider your case even if you decline to provide all the information requested by CIU, or if you decline to authorize an interview of your attorney. CIU reserves the right, however, to consider such refusals when reaching its decisions and recommendations.

Tell Us About Your Case

Name (as it appeared on the court papers in the case):		
MDOC Number (if incarcerated within MDOC): 961806		
Address or Institutional Assignment: PROBATIONER: UNDER PROBATION OFFICER STEVE MYER IN KENT COUNTY.		
Phone Number: (if available) 6,166,325,920	Email: (if available)	
Conviction Date: 7/22/2015	Sentence Date: 7/22/2015	County: (where convicted) KENT

Case Number and name of judge in the case that led to the conviction you wish to challenge:

14-11012-FH U.S. DISTRICT COURT NO.: 1:16-CV-1381

Are you presently represented by an attorney? ☐YES ☑NO

If yes, provide contact information for that attorney:

Michigan Rules of Professional Conduct (courts.michigan.gov) require that any communication be conducted through counsel.

Are you preparing this on behalf of a convicted defendant? ☐ YES ☑NO

If yes, provide your name, address, telephone number, nature of your relationship with the convicted defendant:

Nature of Relationship: counsel, parent, wife, friend, etc.

Persons who are not attorneys and who submit claims with CIU on behalf of a convicted defendant will be asked to provide a letter, signed by that defendant, which authorizes the person to file the claim and to receive information from CIU.

Please indicate whether the conviction arose from a plea or trial? ☑PLEA ☐TRIAL

If trial, was there a jury? ☐YES ☐NO

Indicate the offense[s] for which you were convicted and the sentence[s] imposed.

MCL 750.520 (C) (1) (H) COUNTS 1-3, PLEA COUNTS 4-5 TO MCL 750.520 E

If you were convicted of multiple counts, are you now asserting that you are innocent of all those charges? ☐ YES ☑ NO If no, specify the charges (or counts) for which you assert you are innocent.
Please provide the docket (or case) number[s] for all direct appeals in the Michigan Court of Appeals or the Michigan Supreme Court. If you know the citation for any published opinion that an appellate court issued in your case, please provide that citation as well. If you are able to provide a copy of any appellate decision[s] or order[s] issued in your case, please provide those. MICHIGAN COURT OF APPEALS NO.: 336537; U.S. DISTRICT COURT: 1:16-CV-1381; U.S. COURT OF APPEALS NO.: 17-1022, U.S. DEPARTMENT OF JUSTICE REFERENCE NO.: 3749088, JUDICIAL TENURE COMMISSION NO.: 16-2235, ATTORNEY GRIEVANCE COMMISSION NO.: 16-1551.
Other than your direct appeal, have you filed any other court challenge to your conviction? (Motion for Relief from Judgment under the MCR 6.500 or a request for federal habeas corpus relief.) 17TH CIRCUIT CIVIL SUMMONS NO.: 20-00224-AS ☑ YES ☐ NO If yes, please provide the docket (or case) numbers for each court action you have filed. Please also provide the dates on which any such court challenge was resolved. Please provide copies of any order or decision issued in that case.
If you, or someone acting on your behalf, has investigated the new facts that you are asking the CIU to consider, or if an Innocent Project is undertaking or has undertaken such work, please list the name of everyone who participated in the investigation and provide information about how we can contact those individuals. PRO SE IN FORMA PAUPERIS / DEFENDANT IN PRO PER.

EXPLAIN YOUR CLAIM OF ACTUAL INNOCENCE

Please tell us about the **new evidence** which supports your claim that you are innocent of the crime[s] of conviction. You should discuss only the "new" evidence (which can include witness statements, forensic studies, etc.) that was ***not*** introduced into evidence during the proceeding that led to the conviction. Please be specific: **identify what the new evidence is and explain how it shows that you are innocent.**

I discovered the falsified 62A Affidavit For Probable Cause for Felony Complaint on 11-

Please indicate on the questionnaire if you have supporting documentation. **Do *not* send any additional materials unless we specifically request that you do so. We cannot guarantee that documents submitted to this unit will be returned.**

Return completed form to:

Michigan Department of Attorney General
Conviction Integrity Unit
3030 W. Grand Blvd. Ste 10-200
Detroit, MI 48202

Email: ag-ciu@michigan.gov

Submit Form